

~~CERTIFIED MINORITY BUSINESS ENTERPRISES IN ONE OF THE CATEGORIES LISTED IN PARAGRAPH (1) OF THIS SUBSECTION ARE AVAILABLE OR ABLE TO MEET REQUIREMENTS OF A CONTRACT.~~

~~(3) IF A UNIT DETERMINES NO CERTIFIED MINORITY BUSINESS ENTERPRISE IN ONE OF THE CATEGORIES LISTED IN PARAGRAPH (1) OF THIS SUBSECTION IS AVAILABLE OR ABLE TO PARTICIPATE IN A PROCUREMENT CONTRACT, THE 5% GOAL ESTABLISHED UNDER THIS SUBSECTION FOR THAT CATEGORY OF CERTIFIED MINORITY BUSINESS ENTERPRISE SHALL BE DIVIDED BY THE NUMBER OF REMAINING CATEGORIES OF CERTIFIED MINORITY BUSINESS ENTERPRISE LISTED IN PARAGRAPH (1) OF THIS SUBSECTION AND SHALL BE ADDED TO THE GOAL FOR EACH REMAINING CATEGORY OF CERTIFIED MINORITY BUSINESS ENTERPRISE.~~

(C) (1) The provisions of §§ 14-301(e) and 14-303 of this subtitle and subsection (a) of this section are inapplicable to the extent that any unit determines the provisions to be in conflict with any applicable federal program requirement.

(2) The determination under this subsection shall be included with the report required under § 14-305 of this subtitle.

14-309.

The provisions of §§ 14-301 through 14-305 of this subtitle, and any regulations adopted under those sections, shall be of no effect ~~AFTER JULY 1, 2002 2001~~ and may not be enforced after July 1, [2000] ~~2002 2001 2002~~.

Chapter 116 of the Acts of 1995

SECTION 2. AND BE IT FURTHER ENACTED, That the Certification Agency, in consultation with the General Assembly AND THE OFFICE OF THE ATTORNEY GENERAL, shall initiate a study of the Minority Business Enterprise Program to evaluate the Program's continued compliance with the requirements of the Croson decision and any subsequent federal or constitutional requirements. The study shall also evaluate race neutral programs and other methods that can be used to address the needs of minority businesses. ~~An executive summary of the study shall be submitted to the Legislative Policy Committee of the General Assembly by December 1, 2000. AN EXECUTIVE SUMMARY OF THE STUDY SHALL BE SUBMITTED TO THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY BY DECEMBER 1, 2000.~~ The final report on the study shall be submitted to the Legislative Policy Committee of the General Assembly prior to ~~September 30, [1999] 2000 January 3 JANUARY 10, 2001~~ so that the General Assembly may review the report ~~prior to DURING~~ the [2000] 2001 Session.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2000.

Approved May 18, 2000.